

COUNCIL MINUTES
MAY 22, 2013

The City Council held a meeting on Wednesday, May 22, 2013, at 5:30 p.m., in the Council Chambers, 10 North Main Street, Cedar City, Utah.

MEMBERS PRESENT: Mayor Joe Burgess; Councilmembers: Ron Adams; Nina Barnes; John Black; Paul Cozzens.

EXCUSED: Councilmember Marchant.

STAFF PRESENT: City Manager Rick Holman; City Attorney Paul Bittmenn; City Engineer Kit Wareham; City Recorder Renon Savage; Finance Director Jason Norris; Police Chief Robert D. Allinson; Leisure Services Director Dan Rodgerson; Economic Development Director Brennan Wood; Parks Superintendent Wally Davis; Animal Control Officer Zac Banz; Public Works Director Ryan Marshall; Kennel Staff Tina Garrison.

OTHERS PRESENT: Chuck Berry, Spencer Grant, Chuck Taylor, Melodie Jett, Tom Jett, Todd Prince, Bev Burgess, Susan Lewis, Melanie Lyons, Colby Lyon, Erin Banz, Mary Ann Sharp, Scott Sharp, Kristen Daniel, Doug Carriger, Paige Gunn, Gari Lafferty, Doug Hall, Asher Swan.

CALL TO ORDER: Councilmember Adams gave the opening prayer; the pledge of allegiance was led by Mayor Burgess.

AGENDA ORDER APPROVAL: Councilmember Barnes moved to approve the agenda order; second by Councilmember Adams; vote unanimous.

ADMINISTRATION AGENDA – MAYOR AND COUNCIL BUSINESS; STAFF

COMMENTS: ■ Black – we have trees that are unlit on Main Street, can we do an inventory of that, the entire tree is out. We spent too much money to not have them looking their best. Barnes – were the plans to keep them lit all year, or just summer and Christmas. Mayor – I asked the staff to do a cost analysis. It was our understanding that the Downtown Alliance would like them on year round. If you have other feelings we can discuss that. The cost may help make the decision. We had enough comments on the Christmas tree lights that we made the decision to not turn the colored lights off. Cozzens – feelings on the costs? Mayor – I think less than \$1,000. Barnes – it makes it special to have them on in the summer and Christmas. They look great; I love the idea of the summer with tourists. They are led lights. ■ Cozzens – I was driving by Monday morning as they were tearing down the carnival, I stopped and talked with them, they were appreciative of the location and they were very grateful. Mayor – hopefully next year it will be better, maybe hard surfaced. It also benefited the Search and Rescue. ■ Ron – thank Dan and Wally and their crew for the ribbon cutting for the playground and stage. The stage will be a big asset, other communities were acquiring as to how to rent it. They did a good job; it will be a big asset for us to have. I was in awe watching them

assemble it. ■ Black – Dan have you come up with a cost per hour? Dan – yes I will have that next week. ■ Introduce and swear in Zach Banz as Animal Control Officer – Chief Allinson – May 2011 we hired Zach as a Shelter Assistant. We had an opening for ACO, he tested, we hired him and he has been through POST. He loves to hunt, he loves Cedar City and he is working out real well. Zach introduced his wife Erin, mother-in law and father-in-law Scott and Mary Ann Sharp. Renon Savage administered the Oath of Office to Zach. ■ Introduction of Tina Garrison as new Kennel Staff – Chief – we hired Tina as a Animal Shelter assistant, she is a veterinary tech from Nevada. Her and husband have relocated to the Enoch area, she was well recommended and will be a great addition to our city.

PUBLIC COMMENTS: ■ Frontier Homestead State Park Museum update on restroom project & 40 year celebration – Todd Prince: I had visitors back east about a month ago and they were commenting on the lights up and down Main Street. It is the 40th anniversary this year; we have a list of events. Sept. 7 is a large exhibit opening and an open house for the public. We received a grant for the exhibit. We were going to have a dedication of the shovel, but with the addition of the caboose and hay barrack we decided to roll that into the events on September 7th, it will be a big day. Our Public Information Officer is meeting with the Lt. Governor this week to invite the Governor and Lt. Governor to the event. You and the County are also invited. The restroom project is very exciting for us, it has added to the infrastructure. When we have large community activities, overnight programs and events it will add to the services we give. It was supported by the RAP Tax. Black – did I see the roof of the shovel being painted? Todd – yes, it was a professional painter. We will touch it up; it will not be full restoration. ■ Introduction of new Tribal Chair for the Paiute Tribe, Gari Lafferty: I want to introduce myself, I come from Kanosh, born and raised. My father McKay Pikyavitt did the reinstatement for the Paiute Tribe. I liked the old way of being a chief and hand it down instead of going through the election. I graduated and higher ed and taught Fillmore Elementary for 10 years. My husband works form Shell, I have two sons working, daughter that is a stay at home mom and another son who is at home. I am glad to be here and a part of Cedar City. My mother lives here. As the next four years go by it will be more welcoming. It would be greatly appreciated if you support the Pow Wow, it has dwindled a lot. I felt like Jack had a good idea, I hope we can pull your support. Thank you for letting me take some time. Mayor – tell them about the monuments we are looking at putting by the Library. Geri – it is a nice project, we had several to select from. We talked about the legal parts that come into it. I want to reassure the Mayor that if they need a band aid they can send them over to our clinic. It is a neat project. I have noticed that the natives live in their own world, I was brought up different. This is a good way to let people know that there are natives I think it will be a beautiful site.

CONSENT AGENDA: (1) APPROVAL OF MINUTES DATED APRIL 30, MAY 1 & 8, 2013; (2) APPROVAL OF BILLS DATED MAY 16, 2013; (3) APPROVE CO-SPONSORING THE PAIUTE RESTORATION GATHERING & POW WOW IN THE AMOUNT OF \$2,500 – MAYOR BURGESS; (4) APPROVE T-HANGAR LEASE REQUEST – SPHERE ONE/RUSS VOLK; (5) APPROVE A LEASE WITH MR. & MRS. DITTMER TO GRAZE GOATS ON THE OLD WASTE

WATER TREATMENT PLANT PROPERTY – MR. & MRS. DITTMER:

Councilmember Cozzens moved to approve the consent agenda items 1 through 5 as written above; second by Councilmember Black; vote unanimous.

CONSIDER THROUGH THE FENCE AGREEMENT WITH MSC AEROSPACE - RUSS VOLK/MSC AEROSPACE - SHAUN WARBY: Brennan – this is the agreement discussed last week. It first went through the Airport Board before coming to the City Council, there have been no changes. Black all conditions are clear on both part. Brennan - Yes.

Councilmember Black moved to approve the Through the Fence Agreement with MSC Aerospace; second by Councilmember Adams; vote unanimous.

Cozzens – I want to disclose as I did last week that I am currently under contract with Metalcraft, working on a remodel. I have done work for them over the past 20 years.

CONSIDER AN INTERLOCAL AGREEMENT RELATED TO TAX INCREMENT FINANCING FOR MSC AEROSPACE – BRENNAN WOOD/MSC AEROSPACE – SHAUN WARBY:

Brennan – this is the agreement between taxing entities, and RDA. The Water Conservancy District has heard and approved as has the School Board. They County will vote on the 28th. Black – it says it is 2013. Brennan – the benchmark is 2012. Paul – the property tax comes in at the end of the year, the incentive payments are 6 months behind that. In 2014 they will hit the 2013 benchmarks. Black – the FTE, 2013 is that in addition to the base they have. Brennan – the benchmark is from the 2012, starting point is 142 and they will have to add 25 to that. Cozzens – did this come off press just before meeting? Paul – the one on the desk will be talked about in RDA. This one is between Cedar City and all taxing entities saying you can take the tax money and it will go to the RDA. The agreement in RDA says this is how they get paid the incentive.

Councilmember Black moved to approve the interlocal agreement related to tax increment financing for MSC Aerospace; second by Councilmember Adams; vote unanimous.

APPROVE A RESOLUTION AMENDING CHAPTER 8 (AFFORDABLE CARE ACT/WELLNESS PROGRAM) OF THE PERSONNEL POLICY – PAUL BITTMENN:

Paul – there is language for a wellness program that we have not done for a few years. The affordable care act is to measure hours to see if we have to pay health care. Barnes – does it lock us in the hiring? Paul – we will put them in one of four categories, full-time employees, part-time, up to 28 hours; seasonal 26 weeks per year and variable, those are the ones that will go up and down, if they go over 30 hours we will have to offer health care. The department head and HR will track that. We will ask the department heads to classify everyone so we can keep track.

Councilmember Cozzens moved to approve a resolution amending Chapter 8 (Affordable Care Act/Wellness Program) of the personnel policy; second by Councilmember Black; vote as follows:

AYE: 4
NAY: 0
ABSTAINED: 0

APPROVE THE FY 2014 TENTATIVE BUDGET – JASON NORRIS: Black – I met with Rick about the manager at the Golf Course, I understand there was a budgeting concern that may extend the hiring to December or January. If we do that we will put the new manager at a disadvantage going into the next spring. They need to be in the fall to plan for the operations and they need to be there when we do renovations and they need to be there to create relationship with vendors. To take them into the winter months it would be a disadvantage. If there is any way possible we need to fill the position in September. Mayor – as we have looked at that with managers we have replaced, we treated it as we have the rest of them, we have not budgeted payouts. It would be \$9,700 for a payout. Black – with the commitment we made with the golf committee, to make it a better course to start off with a delayed situation will not be the best. Barnes – there is a lot of good energy, we have had concerns for years. There is momentum to step it up, if we can make the transition as easy and quick as possible. Mayor – we have that with every manager we lose; if the budget wasn't so tight we would have looked at that. If we do, then we need to make changes. Barnes – yesterday we talked about some partnerships and maybe we could come up with some money. Talk with the County about the Cemetery, and recreation, and to the School Board about crossing guards. Things have not changed for a lot of years. Rick – we will do the research, we need to decide when to approach the County on that. Barnes – same with the crossing guards, they keep wanting additional and we continue to absorb the costs. Mayor – I talked with them a few years ago about the crossing guard and aquatic center and I didn't get anywhere. They had some good points, we use venues with our recreation programs, but we can have it be a formal thing with the school board. Barnes – they use our facilities as much as we use theirs, and we rent the gyms. The partnership on the Aquatic Center is extremely reasonable. It just needs to be equitable. Mayor – we will talk with them. I have talked with the county asking for them to pay for some of the out of pocket costs at the Heritage Center, the contract was vague, and they don't read the contract like we do. I have asked them to make a decision so I can get it off my plate. I have asked for \$1,000 per month, I think we will get some money, but don't know if it will be that much. Cozzens – the County uses that a lot. Mayor – yes, and we have given them the numbers. We want it used, but do want to be reimbursed for some out of pocket costs. Barnes – I appreciate the tone, we don't want to take advantage, but we may need some different arrangements. Mayor – I don't disagree with replacing John as quick as possible, I just know the restraints. I think we could have someone in place by November 1st. Cozzens – I agree with Black in principal, but we need to have the money. Barnes – the Golf Course is such an asset, and it is a great time to look at that in our community and tourism, I think of the possibilities. I think November would be ok. Mayor – we will push it forward as quick as possible, the only reason not to is the lack of resources. If we

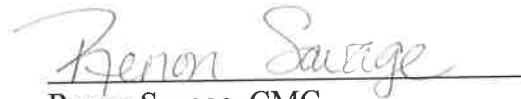
hired by the first of November that would be half the shortfall. I have visited with other communities that have golf courses and we don't have much of a shortfall, it is run very conservative and used as much as some of the others. Barnes – economically I am sure, the potential is exciting. Black – have we checked Beaver and Fillmore because of the comparable weather? Mayor – no, but St. George has the problem with the heat. Adams – other than collecting rent from the prairie dogs I don't know where we can get the revenue. I would like to replace the position as soon as possible. Mayor - If we need to do it by October we will make it work somehow. Jason – we could cut budget from the Golf Course or increase the transfer from the general fund. Mayor – we will do our best to have it done by the first of October, but no later than the end of October.

Barnes – I hope we shop better on the \$1,200 chairs.

Councilmember Adams moved to approve the FY 2014 tentative budget; second by Councilmember Black (including dialog of tonight); vote unanimous.

AYE:	<u>4</u>
NAY:	<u>0</u>
ABSTAINED:	<u>0</u>

ADJOURN: Councilmember Barnes moved to adjourn and move into the RDA meeting at 6:15 p.m.; second by Councilmember Adams; vote unanimous.


Renon Savage, CMC
City Recorder

